Case 2:22-cv-02828-CAS-AS Document 1 VERNON C. BROWN, Tr. NAME #T-15629 PRISON IDENTIFICATION/BOOKING NO. VELLY FOLSOM STATE Prison) ADDRESS OR PLACE OF CONFINEMENT Note: It is your responsibility to notify the Clerk of Court in writing of any change of address. If represented by an attorney, provide his or her name, address, telephone and facsimile numbers, and e-mail address.	Filed 04/26/22 Page 1 of 16 Page ID #:1 CLERK, U.S. DISTRICT COURT APR 2 6 2022 PRITTAL DISTRICT OF CALIFORNIA DEPUTY
UNITED STATES	DISTRICT COURT
CENTRAL DISTRIC	CT OF CALIFORNIA
VERNON CASTIE Brown, JY TH. Jr. FULL NAME (Include name under which you were convicted) Petitioner, V.	CASE NUMBER: GV22-2828-CAS To be supplied by the Clerk of the United States District Court AMENDED
NAME OF WARDEN, SUPERINTENDENT, JAILOR, OR AUTHORIZED PERSON HAVING CUSTODY OF PETITIONER Respondent.	PETITION FOR WRIT OF HABEAS CORPUS BY A PERSON IN STATE CUSTODY 28 U.S.C. § 2254 PLACE/COUNTY OF CONVICTION PREVIOUSLY FILED, RELATED CASES IN THIS DISTRICT COURT (List by case number) CV ————————————————————————————————————
INSTRUCTIONS - PLEAS 1. To use this form, you must be a person who either is current state court, or will be serving a sentence in the future under a judgm from the conviction and/or the sentence. This form is your petition 2. In this petition, you may challenge the judgment entered by	only serving a sentence under a judgment against you in a California ent against you in a California state court. You are asking for relief for relief.

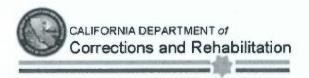
- judgments entered by more than one California state court, you must file a separate petition for each court.
- 3. Make sure the form is typed or neatly handwritten. You must tell the truth and sign the form. If you make a false statement of a material fact, you may be prosecuted for perjury.
- 4. Answer all the questions. You do not need to cite case law, but you do need to state the federal legal theory and operative facts in support of each ground. You may submit additional pages if necessary. If you do not fill out the form properly, you will be asked to submit additional or correct information. If you want to submit a legal brief or arguments, you may attach a separate memorandum.
- You must include in this petition all the grounds for relief from the conviction and/or sentence that you challenge. You must also state the facts that support each ground. If you fail to set forth all the grounds in this petition, you may be barred from presenting additional grounds at a later date.
- 6. You must pay a fee of \$5.00. If the fee is paid, your petition will be filed. If you cannot afford the fee, you may ask to proceed in forma pauperis (as a poor person). To do that, you must fill out and sign the declaration of the last two pages of the form. Also, you must have an authorized officer at the penal institution complete the certificate as to the amount of money and securities on deposit to your credit in any account at the institution. If your prison account exceeds \$25.00, you must pay the filing fee.
 - 7. When you have completed the form, send the original and two copies to the following address:

Clerk of the United States District Court for the Central District of California United States Courthouse ATTN: Intake/Docket Section 255 East Temple Street, Suite TS-134 Los Angeles, California 90012

3. Do you own any cash, or do you have money in a checking or savings account? (Include any funds in prison accounts)

☐ Yes ☐ No

	Case 2:22-cv-02828-CAS-AS Document 1 Filed 04/26/22 Page 3 of 16 Page ID #:3
I	the answer is yes, state the total value of the items owned:
ŀ	you own any real estate, stocks, bonds, notes, automobiles, or other valuable property? (Excluding ordinary usehold furnishings and clothing) Yes No the answer is yes, describe the property and state its approximate value:
	st the persons who are dependent upon you for support, state your relationship to those persons, and indicate how uch you contribute toward their support:
	declare (or certify, verify, or state) under penalty of perjury that the foregoing is true and correct. secuted on
	CERTIFICATE
I	nereby certify that the Petitioner herein has the sum of \$ on account to his credit
at the	institution where he is
	ed. I further certify that Petitioner likewise has the following securities to his credit according to the records of said tion:
	Date Authorized Officer of Institution/Title of Officer



CLAIMANT GRIEVANCE RECEIPT **ACKNOWLEDGMENT**

Offender Name: BROWN, VERNON C.

CDC#: T15629

Date: 04/20/2022

Current Location: SAC-Facility A

Current Area/Bed: A 006 1011001U

From: Office of Grievances at California State Prison, Sacramento

Re: Log # 000000247354

The California Department of Corrections and Rehabilitation Office of Grievances at California State Prison, Sacramento received your grievance on 04/20/2022. Your grievance has been assigned for review and response.

Pursuant to California Code of Regulations, title 15, the Office of Grievances will complete its review no later than 06/20/2022.

Please be informed that the Office of Grievances will not respond to any inquiries about the status of a grievance prior to the date shown above.

CDCR SOMS OGTT300 CLAIMANT GRIEVANCE RECEIPT ACKNOWLEDGMENT GRIEVANCE
CDCR 602-1 (03/20)

DEPARTMENT OF CORRECTIONS AND REHABILITATION

CDCR 602-1 (03/20)			CSP-SAC APPERES of 2
	Grievance #:	747354 Dat	te Received:
STAFF USE ONLY	Date Due:		
STAIT OSE ONET	Categories:		
This is the process to ask for help	with a complaint.		
Claimant Name: VERNON	C. Brown J.CDCR	#: <u>7-/5629</u> Current I	Housing/Parole Unit: A - UNIT
Institution/Facility/Parole Regio			
In order for the Departmen following questions:	t to understand yo	ur complaint, make	sure you have answered the
What is the nature of yourWhen and where did the c			
Who was involved?			
 Which specific people can Did you try to informally re- 		,	
What rule or policy are you		r complaint?	
Please note that document	ts submitted with this for	rm will not be returned.	documents if you do not have them.
What specific action would (CASE LAW) THE			STATES (1919.1.).1.
	*		

GRIEVANCE CDCR 602-1 (03/20) Page 2 of 2
Reminder: Please attach all documents in your possession that support your claim(s).
Please note that this form and supporting documents will not be returned to you.
Today hote that the form and supporting assuments the hotest founds to your
Claimant Signature: Ver C. Br. 4. III f. Date Signed:

DISTRIBUTION

Original: Offender's File Copies: DAI, DAPO, and Offender

SUPREME COURT OF THE UNITED STATES OFFICE OF THE CLERK **WASHINGTON, DC 20543-0001**

March 8, 2022

Vernon Castle Brown #T-15629 **CSP Sacramento** P.O. Box 290066 Represa, CA 95671

RE: Court documents

Dear Mr. Brown:

In reply to your letter or submission, received March 8, 2022, I regret to inform you that the Court is unable to assist you in the matter you present.

Under Article III of the Constitution, the jurisdiction of this Court extends only to the consideration of cases or controversies properly brought before it from lower courts in accordance with federal law and filed pursuant to the Rules of this Court.

Due to the individual's repeated filings to this Court concerning documents that are not contrued to be a petition for a writ of certiorari, the Clerk's office will be discarding future filings from the individual regarding the same documents.

Your papers are herewith returned.

Sincerely, Scott S. Harris, Clerk

By:

(202) 479-3039

Document 1

Filed 04/26/22

Page 9 of 16 Page ID #:9

STATE OF CALIFORNIA RENEWAL OF INVOLUNTARY MEDICATION PETITION (PENAL CODE 2602)

DEPARTMENT OF CORRECTIONS AND REHABILITATION Form: Page 1 of 1 Instructions: Page 2 CDCR MH-7368-1 (03/17)

	Renew	al of Involuntary Me	edication Pe	tition			
Inmate Name (Last): BROWN	(First): VI	ERNON		CDCR	#: T15629	PID #:	11910215
Date: 2-24-2022 Institutio	n:CSP-SAC		Bed/Cell/Dorm:B5-212				
Age: 46 Gender	r: Male Female	Interpreter:	es No	La	nguage: English	7.46	
The clinical staff of the institution show your behaviors and symptoms meet the by court-ordered psychiatric medication institution alleges that, without said meither your statements or behaviors stan Administrative Law Judge, who will	he legal criteria for danger on. A judge has previously edication, you would rever nown a lack of sufficient ins decide whether you should PENAL CODE	continue to have a set to self, danger to copy ordered you to tat to your previously sight to manage you discontinue to be give	serious ment thers, or grake psychiat qualifying our illness with en psychiatr	tal illnes ave disa ric medi condition hout a P ric medio	s or disorder. As se bility. These sympton cation for these cor a(s) and, as specified C 2602 order. You we cation on an involunt	ms are currendition(s). The attail in the attail will therefore	ently being moderated ne clinical staff of this chments, you have by
Your current order for involuntary psyc	chiatric medication expires	on: 6-16-2022	-				
		RENEWAL HEA					
Hearing Date and Time: 5-11-2022			Hearing Ins				
Attorney Name: STEPHEN A	TKINS		Attorney A	Address	290 E. L STREET S	UITE 363	
Attorney Phone: (707) 321-8	3571				BENICICA, CA 945	510	
Renewing Psychiatrist: Name and Title (Print): W. HALLOR	RAN, MD						
		RENEWAL BA	ASIS				7,1121-
1. The basis for involuntary medicat	tion in the prior order is man	rked below.					'equi
Based on clinical judgment and c (mark all that apply)	observation, except for med	dication resulting fro	m the curre	ent order	, it is alleged that the	e above-ent	itled patient would be:
Danger to self	□ Danger to other	ers	⊠Gra	ave disal	oility and lacks capac	city to refuse	e treatment
I declare under penalty of perjury that and any related paperwork such as e shown below. Person Delivering Petition:	exhibits or attachments, to		in the "Ren				e patient on the date
Name and Title (Print): P. GONZAL						Date:	3/2/2022

1. Disability Code:	2. Accommodations:	3. Effective Communication:		
TABE score ≤ 4.0	Additional Time	✓ Patient asked questions	CDCR #:	T15629
DPH DPV LD	Equipment SLI Slower	Patient summed information	Last Name:	BROWN MI:
TABE score ≤ 4.0 DPH DPV LD DPS DNH DNS DDP Not Applicable	Basic Transcribe Other*	Please check one: Not Reached* Reached	First Name:	VERNON
4. Comments: TABE: 7.5; DD	P: NCF; DPP: NONE	*See chrono/notes	DOB:	9/5/1975 RECEIVED

Unauthorized collection, creation, use, disclosure, modification, or destruction of personally identifiable information and/or protected health information may subject individuals to civil illustrative descriptions. DISTRIBUTION: Original: Health Records Copies: Patient, MCA, patient's attorney, OLA, OAH eUHR SCANNING LOCATION: MHChrono/Misc-Legal/Other; 7363 Notice of Certification for involuntary Medication

MAR 1 1 2022

STATE OF CALIFORNE 2:22-CV-02828-CAS-AS DOCUMENT 1

DECLARATION IN SUPPORT OF RENEWAL OF INVOLUNTARY MEDICATION

CDCR MH-7368-2 (03/17)

Filed 04/26/22

DEPARTMENT OF CARECTONS AND REHABILITATION

Form: Page 2 of 5 Instructions: Page 6

Declaration in Support of Renewal of Involuntary Medication

- a. In my professional opinion, without involuntary psychiatric medications the patient listed would continue to exhibit the behaviors set forth in response 5 above and are the basis for a new finding of danger to self, danger to others, or grave disability based upon fresh facts.
- 7. Pursuant to the existing court order, a licensed psychiatrist treating this patient has prescribed for the patient one or more psychiatric medications for the treatment of the patient's serious mental illness, has considered the risks, benefits, and treatment alternatives to involuntary medication, and has determined that the treatment alternatives to involuntary medication are ur likely to meet the needs of the patient.
- 8. I have advised the patient of the risks and benefits, and treatment alternatives to the psychiatric medication(s) and the patient refused, did not have the capacity, or was unable to consent to the administration of the medication.
- 9. The expected benefits of this medication to the patient are:

Help the IP to continue to remain mentally stable and maintain control over his mental faculties to allow him to function and properly and program appropriately.

10. Potential side effects and risks to the patient from the medication, and any alternatives to treatment with the medication include:

There are two major categories of possible side effects from the medications. The first is a possibility of motor difficulties such as muscle spasms and discoordination. This is usually treatable by reducing or changing the medication or adding a medication to counter the side effect. However there are rare cases where the spasm becomes chronic. That condition is known as Tardive Dyskinesia.

The second major possible side effect is known as Metabolic Syndrome. This is a condition where the IP's serum glucose and/or serum lipide become elevated. The elevated glucose can result in a Diabetes II type picture. The elevated serum lipids can result in a hyperlipidemia that can result in cardiovascular problems. These major side effects are monitored regularly with clinical and with laboratory evaluations. If signs of these side effects are seen, treatment is then initiated.

He is also taking lithium. The possible side effects of lithium include damage to the thyroid and possibly the kidneys also. The IP is checked via yearly laboratory evaluation as well as clinical evaluations.

Declaration in Support of Renewal of Involuntary Medication CDCR MH-7368-2 (03/17)

CDCR #:

T15629

Last Name:

Brown

MI:

First Name:

Vemon

DOB:

9/5/1975

STATE OF CALIFORNIE 2:22-CV-02828-CAS-AS DOCUMENT 1 Filed 04/26/22 DEPARTMENT OF CALIFORNIE 2:22-CV-02828-CAS-AS DOCUMENT 1 FILED 04/26/22 DEPARTMENT OF CALIFORNIE 2:22-CV-02828-CAS-AS DECLARATION IN SUPPORT OF RENEWAL OF INVOLUNTARY MEDICATION. CDCR MH-7368-2 (03/17)

Form: Page 3 of 5

Instructions: Page 6

Declarati	on in Support of Renewal of Invo	luntary Medication	
I met with the above listed patient on 2/24/2022 patient's responses are set forth as follows:	at SAC and administe	ered a standardized PC 2602 renewal	questionnaire (below). The
a. Ask the patient if s/he believes s/he has a serious m	ental illness. Response:		
He said "I don't have a mental illness".			
b. Ask the patient to describe behaviors or acts which I	led to this involuntary medication	order being put in place. Response:	
He said "I get in struggles sometime".			
c. Ask the patient to describe what s/he believes to be		ns or symptoms of his or her serious	mental illness, when s/he i
not on medication, or when the illness is active or n He said "I don't have a mental illness. I don't have none of	A CONTRACTOR OF THE PARTY OF TH		
Te said Tuon (have a mentar lilitess. Tuon (have hone o	or triat .		
		CDCR #: T15629	
Declaration in Support of Renewal of In	nvoluntary Medication	Last Name Brown	MI:
CDCR MH-7368-2 (03		First Name: Vernon	
		DOB: 9/5/1975	

STATE OF CALIFORNIE 2:22-CV-02828-CAS-AS Document 1 Filed 04/26/22 PROBLEM 2:09 TO THE OF CALIFORNIE DE COMPANION DE LA SILITATION DECLARATION IN SUPPORT OF RENEWAL OF INVOLUNTARY MEDICATION CDCR MH-7368-2 (03/17)

Form: Page 4 of 5 Instructions: Page 6

Declaration in Support of Renewal of Involuntary	Medication
d. Ask the patient if s/he would take all clinically indicated psychiatric medications without a con He said "Yes".	urt order. Response:
e. Ask the patient to summarize his or her current medications and what effect they have. Resp He said "They don't do anything ".	ponse:
f. Ask the patient what s/he believes or thinks would happen if s/he stopped psychiatric medication? Response:	cation? Does s/he believe his or her behavior or thoughts
He said "Nothing".	
g. Ask the patient to identify what, if any, conditions set off or cause his or her psychiatric symple. He said "I don't have any of that ".	toms, behaviors, or thoughts. Response:
Declaration in Support of Renewal of Involuntary Medication CDCR MH-7368-2 (03/17)	CDCR #: T15629 Last Name: Brown MI: First Name: Vemon DOB: 9/5/1975
	337.00

LIFERASE 2:22-cv-02828-CAS-AS Document 1 TION IN SUPPORT OF RENEWAL OF INVOLUNTARY MEDICA#ICH 168-2 (03/17)

Filed 04/26/22 PAGE 13 OF 16 CTONS AND REHABILITATION

Form: Page 5 of 5 Instructions: Page 6

Declaration in Support of Renewal of Involuntary Medication sk the patient how does s/he think his or her mental illness should be treated? What kind of treatment does s/he think is important to control the ymptoms of his or her illness? Response: j " I don't have a mental illness. I could just program without anything". 12. Based on the facts and diagnosis indicated above, my review of documents both in the treatment team profile of this patient and in the chart, and the patient's responses to the interview questions, it is my opinion that without psychiatric medication the patient would revert to the behaviors that were the basis for the initial petition in this matter. 13. In my opinion, the patient lacks the necessary insight to manage his or her own medication regimen. My opinion is based on my review of the clinical charting, medication administration records, the patient's statements over the course of the last 12 months, as well as patient interview and information on the historical course of the patient's serious mental illness, as documented on the provided Institutional Treatment Team Profile or Renewal PC 2602 Patient, which is incorporated herein by reference. 14. Based on the behaviors and symptoms indicated above, it is my opinion that as the result of a serious mental illness, the patient remains a (mark all that have been documented): Danger to self □ Danger to others Gravely disabled and lacking capacity to accept or refuse medications 15. In my opinion, there is no less restrictive alternative than renewal of the current court order. I request renewal of the order. I declare under penalty of perjury that the foregoing is true and correct. California, in the County of Sacramento Date: Feb 24 2022 , in the City of Repressa Print Name and Title: W.Halloran, MD Digitally signed by Signature: William. Halloran William. DN: cn=William.Hallor o=CDCR, ou=Mental DN: cn=William.Halloran, Health, Halloran email=William.Halloran@ cdcr.ca.gov, c=US

Date: 2019.02.11 10:26:36 -08'00'

Declaration in Support of Renewal of Involuntary Medication CDCR MH-7368-2 (03/17)

CDCR #: T15629

Last Name: Brown

MI:

First Name: Vernon

DOB: 9/5/1975

Unauthorized collection, creation, use, disclosure, modification, or destruction of personally identifiable information and/or protected health information may subject individuals to civil liability under applicable federal and state laws

Document 1 Filed 04/26/22

Page 14 of 16 Page ID

IGHTS NOTICE - INVOLUNTARY MEDICATION 'Rev. 04/19)

EHRS LOCATION:

DEPARTMENT OF CORRECTIONS AND REHABILITATION Form: Page 1 of 1 Instructions: Page 2

YOUR RIGHTS REGARDING INVOLUNTARY PSYCHIATRIC MEDICATIONS WHILE IN PRISON

#:14

Emergency Medication Procedure: Hearing Within 21 Days of being served. If a psychiatrist has determined that you require psychiatric medication on an emergency basis and you will not or cannot consent to take that medication on a voluntary basis, your clinician must sign and file with the Office of Administrative Hearings a form CDCR 7363 (Rev. 04/19) Involuntary Medication Notice no later than 72 hours after the initial medication, advising that you have been given

		ion on an involuntary basis.						
J	appoint require:	ency Medication Procedure: Right To Attorney. At the time ed attorney is written on Form CDCR 7363 (Rev. 04/19), Invo. that you be given a copy of this paperwork.	luntary Medication Notice	which is the form	i used to initiate involuntal	y medication. The law		
	Emergency Medication Procedure: 2 Business Days To Object To Being Medicated Pending Your Full Hearing. At the time involuntary medication is initiated, you, or your appointed attorney, have two business days to file a written objection to being medicated on an interim basis pending your full hearing in front of a judge. You may send your written objections to the Office of Administrative Hearings, 2349 Gateway Oaks, Suite 200, Sacramento, CA 95833.							
\boxtimes	Inmate	Rights Under Penal Code Section 2602 – Administration of	Psychiatric Medication	- All Hearings.		2-		
		If a psychiatrist determines that you should be required to take lack the capacity to consent, you have the right to a timely hea	iring in front of an admini	strative law judge,	conducted in an impartial a	and informal		
	\boxtimes	You have the right to an attorney to represent you in the mer been appointed to represent you;						
	\boxtimes	You must be physically present at your hearing unless you we (such as the Medication Court Administrator). Your waiver knowingly, intelligently, and voluntarily waived your right to approximately the such as the control of the court of the	of your right to appear a	r in person, throught the hearing will	th your attorney, or through only be granted if the jud	th an agent of the court ge finds that you have		
	\boxtimes	You have the right to present evidence, call witnesses, and te	stify on your own behalf;					
	\boxtimes	Your attorney shall have access to your medical records and f	iles, but not the confident	ial portion of your	C-file;			
		You have the right to have your attorney cross-examine the per be involuntarily medicated;						
	\boxtimes	You have the right to 21-days-notice of a non-emergency hear						
		Non-emergency hearings must be held within 30 days after tagreed to by your attorney.	he filing of notice with the	e Office of Adminis	strative Hearings, unless a	a different time peric		
	manda you ar	learing Remedies. If you disagree with the ruling of the adm mus pursuant to California Code of Civil Procedure 1094.5, or e confined or in the county in which the case was heard.	you may file a petition for	writ of habeas co	orpus with the superior cou	If the county in which		
	medic	sideration. You have a right to file one motion for reconsideration, and may seek to present new evidence, upon good cause	shown.					
		y. Your relatives are not notified of this proceeding. If you want se of information form.	them notified, advise the	Medication Court		contact instructions and		
	Durat	on. Medication orders last for one year, If renewal is sought you	will be notified for a furth	ner hearing.	•			
Perso	n Explai	ning These Rights To Inmate:				Data Signed		
	d Name	Signature Signature				Date Signed Mar 2, 2022		
J. G	ONZAL	EZ; MCA / CC II	4					
1 Dies	ability Co	le 2. Accommodations 3. Effecti	ve Communication	VARIENAVE				
	TABE soors < 4.0		CDCR#:	T15629	NAI.			
	PH [DNH Equipment Slower Patient su	ent summed information	LAST NAME:	BROWN	MI		
	PV [LD Louder Other Reached	ancribe Please check one:	FIRST NAME:	9/5/1975			
	ot Applicat	le 🔀 Basic	* See chrono/notes	DOB:	9/3/19/3			
4. CC	mments:	TABE: 7.5; DDP: NCF; DPP: NONE lection. creation, use, disclosure, modification or destruction of personally identifiable	information and/or protected healt	th information may subje	ct individuals to civil liability under ap	oplicable federal and state law.		
Una	uthorized co	lection, creation, use, disclosure, modification or destruction of personally identifiable						
	RIBUTION:	ATION:						



